

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2009-153232-001 DT

05/18/2010

HONORABLE SUSAN M. BRNOVICH

CLERK OF THE COURT

B. Kredit

Deputy

STATE OF ARIZONA

KAREN E KOMRADA

v.

STACY DANIEL MALVERN (001)

DOB: 12/13/1973

GERALD M BRADLEY

APO-SENTENCE IMPRISON-CCC

APPEALS-CCC

AZ DOC

AZ DOC - INMATE TRUST ACCOUNTS

DISPOSITION CLERK-CSC

RFR

VICTIM SERVICES DIV-CA-CCC

SENTENCE OF IMPRISONMENT

8:53 a.m.

State's Attorney: Kristin Nordeen

Defendant's Attorney: Gerald Bradley

Defendant: Present

Court Reporter: Jovanna Roman

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1 (as amended) Aggravated Assault

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Class 3 Felony
A.R.S. § 13-1203, 1204, 701, 702, 801
Date of Offense: August 11, 2009
Non Dangerous - Non Repetitive

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

Count 1: 5 year(s) from May 18, 2010
Presentence Incarceration Credit: 279 day(s)
Aggravated

IT IS ORDERED the Defendant shall pay through the Clerk of the Superior Court:

ASSESSMENTS:

Count 1: PROBATION SURCHARGE: \$20.00.

The Court retains jurisdiction for any future restitution hearings.

The Arizona Department of Corrections shall notify the Clerk of the Court of Maricopa County of Defendant's release from custody via e-mail cforesponse@mail.maricopa.gov. The Clerk of the Court, upon said notification, shall furnish financial information for a Criminal Restitution Order for Judicial signature for any unpaid monies to date.

Additional Monetary Information: Assessment shall be paid monthly in an amount to be determined by the Arizona Department of Corrections.

Additional Monetary Information: Defendant waives his presence at any future restitution hearing.

Community Supervision: Count 1 - Imposed pursuant to A.R.S. § 13-603(I).

IT IS ORDERED exonerating any bond previously posted in this matter to the party posting same.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes and pay the applicable fee for the cost of that testing in accordance with A.R.S. § 13-610.

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IT IS ORDERED granting the Motion To Dismiss the following: Count 2, allegation of prior felony convictions, allegation of dangerousness.

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the Arizona Department of Corrections to carry out the term of imprisonment set forth herein.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this Order or the Order of Confinement together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

8:58 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>

ISSUED: Order of Confinement - Certified Copy to DOC via MCSO

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ HONORABLE SUSAN M. BRNOVICH
JUDGE OF THE SUPERIOR COURT

(right index fingerprint)